

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO

STATE OF NEW MEXICO, *ex rel.*
State Engineer

Plaintiff,

vs.

ROMAN ARAGON, *et al.*,

Defendants.

69cv07941-BB

RIO CHAMA STREAM SYSTEM
Section 7: Rito de Tierra Amarilla,
Rio Brazos, Rutherford & Plaza Blanca,
Cañones Creek, Village of Chama

**PROOF OF PUBLICATION
OF NOTICE OF PENDENCY OF SUIT**

COMES NOW plaintiff State of New Mexico, *ex rel.* State Engineer, and hereby files proof of publication of the Notice of Pendency of Suit issued by the Clerk of this Court on January 11, 2007, for purpose of service by publication on the following persons, if living, if deceased, their unknown heirs:

Tira L. Ouellete	CHRB-004-0041
Celia O. Lucero	CHCV-002-0011
Rebecca Hurd	CHCV-002-0017
Robert Hurd	CHCV-002-0017
Daphne Kim Tribble	CHCV-002-0019
Jose Salomon Lucero	CHCV-002-0035
Presley D. Rivas	CHCV-002-0039E
Angelo E. Rivas	CHCV-002-0039F

Maria A. Martinez CHCV-003-0017

Robert Gallegos, Jr. CHCV-003-0017

Estate of Octaviano Ulibarri CHTA-003-0021

Estate of Lupita Valerio Jaramillo CHRB-004-0023

Attached as Exhibit A is the Affidavit of Publication signed by Robert Trapp, publisher of the Rio Grande Sun.

DATED: March 30, 2007

Respectfully submitted,

/s/ Ed Newville
EDWARD G. NEWVILLE
Special Assistant Attorney General
Office of State Engineer
P.O. Box 25102
Santa Fe, NM 87504-5102
(505) 867-7444

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 30 day of March, 2007 I filed the foregoing electronically through the CM/ECF system.

/s/ Ed Newville
Edward G. Newville

IN THE UNITED STATES
DISTRICT COURT
FOR THE DISTRICT OF
NEW MEXICO
STATE OF NEW MEXICO, ex
rel. State Engineer
Plaintiff,
vs.
ROMAN ARAGON, et al.,
Defendants.

69cv07941 BB-ACE
RIO CHAMA STREAM
SYSTEM Section 7:
Rito de Tierra Amarilla, Rio
Brazos, Rutheron & Plaza
Blanca, Canones Creek,
Village of Chama
NOTICE OF PENDENCY
OF SUIT

The following named persons,
if living, if deceased,
their unknown heirs:

Tira L. Ouellete
CHRB-004-0041
Celia O. Lucero
CHCV-002-0011
Rebecca Hurd
CHCV-002-0017
Robert Hurd
CHCV-002-0017
Daphne Kim Tribble
CHCV-002-0019
Jose Salomon Lucero
CHCV-002-0035
Presley D. Rivas

CHCV-002-0039E
Angeio E. Rivas
CHCV-002-0039F
Maria A. Martinez
CHCV-003-0017
Robert Gallegos, Jr.
CHCV-003-0017
Estate of Octaviano Ulibarri
CHTA-003-0021
Estate of Lupita Valerio Jara-
millo
CHRB-004-0023
GREETINGS.

Please take notice that there
is pending in the United
States District Court for the
District of New Mexico an ac-
tion against you, the general
purpose of which is to adjudi-
cate all claims to rights to use
the waters of the Rito de Tier-
ra Amarilla, Rio Brazos, Ruth-
eron & Plaza Blanca, Can-
ones Creek, and Village of
Chama subsections of the Rio
Chama Stream System (Sec-
tion 7).

Unless you appear and de-
fend in this matter on or be-
fore March 15, 2007, any right
you may have to use the sur-
face waters of the Rio Chama
Stream System (Section 7) for
irrigation purposes may be
adjudicated by default judge-
ment that conforms to the
State

Engineer's hydrographic sur-
veys of the Rito de Tierra
Amarilla, Rio Brazos, Ruth-
eron & Plaza Blanca, Canones
Creek, and Village of Chama
subsections of the Rio Chama
Stream System, as amended.
The waters that are the sub-
ject of the action are located
in Rio Arriba County, New
Mexico.

The name and address of the
plaintiff's attorney is:
Edward G. Newville
Special Assistant Attorney
General
Office of the State Engineer
P.O. Box 25102
Santa Fe, NM 87504-5102
(505) 867-7444

WITNESS the hand seal of
the United States District
Court for the District of New
Mexico this 11th day of Janu-
ary, 2007.

Case 8:09-cv-07941-KWR-KK Document 8-03 Filed 03/30/07 Page 3 of 3

Affidavit of Publication

State of New Mexico

County of Rio Arriba

I, Robert Trapp, being first duly sworn, declare and say I
am the Publisher of the **Rio Grande SUN**, a weekly newspaper
published in the English language and having a general circula-
tion in the County of Rio Arriba, State of New Mexico, and being
a newspaper duly qualified to publish legal notices and advertise-
ments under the provisions of Chapter 167 of the Session Laws
of 1937. The publication, a copy of which is hereto attached, was
published in said paper once each week for

3 consecutive weeks and on the same day of each week
in the regular issue of the paper during the time of publication
and the notice was published in the newspaper proper, and not in
any supplement. The first publication being on the

18th day of January, 2007

and the last publication on the 1st day of

February, 2007. Payment for said advertisement has
been duly made, or assessed as court costs. The undersigned
has personal knowledge of the matters and things set forth in this
affidavit.

Robert Trapp

Publisher

Subscribed and sworn to before me this _____
day of _____ A.D. _____

Maria V. Lopez Garcia

Maria V. Lopez Garcia /Notary Public
My commission expires 13 July 2009

EXHIBIT A

Bill

72.10

123.40

5.-

200.70

15.05

215.75

de SUN